

Panaji, 1st August, 1974 (Sravana 10, 1896)

SERIES I No. 18

# OFFICIAL GAZETTE



## GOVERNMENT OF GOA, DAMAN AND DIU

### GOVERNMENT OF GOA, DAMAN AND DIU

Special Department

Notification

1-41-74-SPL (2)

In exercise of the powers conferred by the proviso to article 309 of the Constitution, read with the Government of India, Ministry of External Affairs letter No. F.7(11)/62-Goa dated the 25th July, 1963, the Administrator of Goa, Daman and Diu is pleased to make the following rules relating to Recruitment to Class III Non-ministerial Non-Gazetted, posts in the Directorate of Education, under Government of Goa, Daman and Diu.

**1. Short title.**—These rules may be called Goa Government, Directorate of Education, Class III Non-ministerial, non-gazetted posts Recruitment Rules, 1974.

**2. Application.**—These rules shall apply to the posts specified in column 1 of the Schedule to these rules.

**3. Number, classification and scale of pay.**—The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in columns 2 to 4 of the said Schedule.

**4. Method of recruitment, age limit and other qualifications.**—The method of recruitment to the said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the aforesaid Schedule.

Provided that,

- (a) the maximum age limit specified in the Schedule in respect of direct recruitment may be relaxed in the case of candidates belonging to the Scheduled Tribes and

other special categories in accordance with the orders issued by the Govt. from time to time.

- (b) no male candidate, who has more than one wife living and no female candidate, who has married a person having already a wife living, shall be eligible for appointment, unless the Government, after having been satisfied that there are special grounds for doing so, exempts any such candidate from the operation of this rule.

5. These rules will come into effect from the date of the Notification and will relate to appointments to the various posts made on or after this date. An appointment made prior to this date through a duly constituted staff selection Board/Departmental Promotion Committee will be deemed to be a regular appointment, notwithstanding any provisions contained in these rules, and the probation period in that case will extend to six months only from the date of this notification.

6. These rules issue in supersession of the following rules:

Primary Teacher II at  
serial No. 32.

Primary Teacher I at  
serial No. 33.

Asstt. Teacher/  
Junior Instructor at  
serial No. 34.

Teacher in Govt. Upper  
Primary at Serial No. 1.

Published under  
Notification dated  
23rd July, 1966 in  
Govt. Gazette Series  
I, No. 21 dated 25th  
August, 1966.

Published under  
Notification dated  
29th January, 1973  
in Govt. Gazette Se-  
ries I, No. 46 dated  
15th February, 1973.

**T. Kipgen**  
Chief Secretary

Panaji, 31st July, 1974.

**SCHEDULE**

Name of the post	No. of posts	Classification	Scale of Pay	Whether Selection Post or non-Selection Post	Age for direct recruits	Educational and other qualifications required for direct recruits	Whether age and educational qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation, if any	Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer, and percentage of the vacancies to be filled by various methods	In case of recruitment, by promotion/deputation/transfer grades from which promotion/deputation/transfer is to be made	If a DPC exists, what is its composition	Circumstances in which U. P. S. C. is to be consulted in making recruitment
1	2	3	4	5	6	7	8	9	10	11	12	13
Primary School Teachers.	2854	Class III, non-gazetted non-ministerial	As indicated in col. 7.	N. A.	25 years and below relaxable for Govt. servants	For: Rs. 165-10-215-15-275-EB-350 Higher Secondary with Certificate or Diploma in Teaching/Education prescribed for Primary School teachers or S.S.C. with certificate or diploma in teaching/education prescribed for Primary teachers.  <i>Failing which</i> For: Rs. 126-4-150-5-160-8-200-EB-8-240-10-270 Higher Secondary/First Year or equivalent.  <i>Failing which</i> For: Rs. 118-4-150-5-160-8-200-EB-8-240-10-270 S.S.C. with atleast 50% marks in Aggregate.  <i>Note:</i> For teachers appointed in recognised Private Primary Schools, the percentage of 50% in S.S.C. and upper age limit is relaxable for absorption in Govt. service due to closure of the school in which they were serving, provided they have completed 5 years of service in the School that is closed.	N. A.	2 years for trained teachers, the untrained teachers will be on probation till they are trained and have completed 2 years.	By direct recruitment.	N. A.	N. A.	As required under the rules.
Assistant Teachers of High School/Primary Training College/Upper Primary School	157	— do —	Rs. 250-20-450-EB-25-550	Selection	30 years and below relaxable for Govt. servants	1. Degree from a recognised University or equivalent. 2. Degree or Diploma in Teaching/Education prescribed for II grade Teachers / Teacher Educators. 3. Proficiency in the medium of the institution.	Age—No Qual.—Yes	Two years	50% by promotion failing which by direct recruitment.  50% by direct recruitment.	<i>Promotion</i> Primary school teachers and primary school headmasters with 3 years service in one of the grades.	Class III D.P.C.	— do —

## Home Department (Transport and Accommodation)

## Notification

HD(TA-Tpt)/6-3/74

Whereas certain draft rules further to amend the Goa, Daman and Diu Motor Vehicles Rules, 1965, were published as required by sub-section (1) of section 133 of the Motor Vehicles Act, 1939 (4 of 1939), at pages 97 and 98 of the Official Gazette, Series I, No. 7 dated 16th May, 1974 under the notification of the Home Department, Government of Goa, Daman and Diu, No. HD(TA-TPT)/6-3/74 dated 3-5-1974, inviting objections or suggestions from persons likely to be affected thereby till after 30 days from the date of publication of the notification in the Official Gazette.

And whereas the said Gazette was made available to the public on 16th May, 1974.

And whereas no objections and suggestions have been received from the public on the said draft by the Government.

Now, therefore, in exercise of the powers conferred by clause (b) of sub-section (2) of section 70 of the Motor Vehicles Act, 1939 (4 of 1939) as applicable to the Union territory of Goa, Daman and Diu and all other powers enabling him in that behalf, the Lieutenant Governor of Goa, Daman and Diu hereby makes the following rules so as to further amend the Goa, Daman and Diu Motor Vehicles Rules, 1965 (hereinafter called "the Principal Rules"), namely:—

In Rule 5.41 of the principal rules—

- (i) in sub-rule (1) after the words "Every public service vehicle", the words "other than a motor cycle without a side-car" shall be inserted; and
- (ii) in sub-rule (2) after the words "Every public service vehicle", the words "other than a motor cycle without a side-car" shall be inserted.

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

G. M. Sardesai, Under Secretary (Home).

Panaji, 18th July, 1974.

## Notification

HD 21-65/73(T&amp;A)

The following draft of amendment which is proposed to be made to the Goa, Daman and Diu Motor Vehicles Rules, 1965 is hereby pre-published as required by section 133 of the Motor Vehicles Act, 1939 for information of the persons likely to be affected thereby and notice is hereby given that the said draft amendment will be taken into consideration by the Government on the expiry of thirty days from the date of publication of this notification in the Official Gazette.

All objections and suggestions to the draft amendment may be forwarded to the Under Secretary to the Government of Goa, Daman and Diu, Home

Department, Secretariat, Panaji, before the expiry of thirty days from the date of publication of this notification in the Official Gazette, so that they may be taken into consideration at the time of finalisation of the proposed amendment.

## DRAFT AMENDMENT

In exercise of the powers conferred by clause (j) of sub-section (2) of section 70 of the Motor Vehicles Act, 1939 (4 of 1939), as applicable to the Union territory of Goa, Daman and Diu and all other powers enabling him in that behalf, the Lieutenant Governor of Goa, Daman and Diu hereby makes the following rules so as to further amend the Goa, Daman and Diu Motor Vehicles Rules, 1965, namely:—

1. Short title and commencement.— (1) These rules may be called the Goa, Daman and Diu Motor Vehicles (Twenty Fourth Amendment) Rules, 1974.

(2) They shall come into force at once.

2. Amendment of Rule 5.5.— After sub-rule (4) of rule 5.5 of the Goa, Daman and Diu Motor Vehicles Rules, 1965 the following new sub-rule shall be inserted namely:—

"(5) No driver of motor vehicle shall sound the horn or other device for giving audible warning with which the motor vehicle is equipped, or shall cause or allow any other person to do so needlessly or continuously or to an extent beyond that which is reasonably necessary to ensure safety".

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

G. M. Sardesai, Under Secretary (Home).

Panaji, 18th July, 1974.

## Finance Department (Revenue)

## Notification

Fin(Rev)/2-35/4/74

In exercise of the powers conferred by section 22 of the Goa, Daman and Diu Excise Duty Act, 1964, (5 of 1964), the Government of Goa, Daman and Diu hereby makes the following Rules so as to further amend the Goa, Daman and Diu Excise Duty Rules, 1964, namely:

1. Short title and commencement.— (1) These Rules may be called the Goa, Daman and Diu Excise Duty (Amendment) Rules, 1974.

2) They shall come into force at once.

2. Insertion of Rule 10A.— After Rule 10 of the Goa, Daman and Diu Excise Duty Rules, 1964, (hereinafter called the "principal Rules") the following Rules shall be inserted, namely:—

"10A (1) — No wholesale vendor of Indian made foreign liquor or foreign liquor whose licensed premises are situated in Daman or Diu shall be entitled to a permit for import or trans-

port of Indian made foreign liquor or a transport permit for foreign liquor, in excess of such yearly quota as may be fixed by the Commissioner with the previous approval of the Government after ascertaining the local requirements from the Collector, Daman or the Civil Administrator, Diu, as the case may be.

(2) Notwithstanding that an import permit, or a transport permit has been granted to any licensed wholesale vendor for the year 1974-75 before the coming into force of this rule, the import or transport permit, as the case may be, of such vendor shall be limited to the quota fixed under sub-rule (1).

Provided that the quota for which import permit or transport permit has been granted is less than the quota as fixed under sub-rule (1), the wholesale vendor shall be entitled to the import permit or the transport permit, as the case may be, for the balance quantity.

3. *Amendment of Rule 19A.*—Rule 19A of the principal Rules shall be renumbered as 19B and before Rule 19B so renumbered the following Rule shall be inserted, namely:—

"19A(1) No retail vendor of Indian made foreign liquor or foreign liquor whose licensed premises are situated in Daman or Diu shall be entitled to a transport permit for transporting liquor, whether Indian made foreign liquor or foreign liquor, in excess of such yearly quota as may be fixed by the Commissioner with the previous approval of the Government after ascertaining the local requirements from the Collector, Daman or the Civil Administrator, Diu, as the case may be.

(2) Notwithstanding that a transport permit has been granted to any licensed retail vendor for the year 1974-75 before the coming into force of this rule, the transport permit of such vendor shall be limited to the quota fixed under sub-rule (1).

Provided that the quota for which transport permit has been granted is less than the quota as fixed under sub-rule (1), the retail vendor shall be entitled to the transport permit for the balance quantity.

Provided further the wholesale vendor having a retail licence shall not be entitled to a separate quota as a retailer.

4. *Amendment of Rule 88A.*—Rule 88A of the principal Rules shall be renumbered as 88B and before rule 88B so renumbered the following Rule shall be inserted, namely:—

"88A (1) No wholesale or retail vendor of liquor whose licensed premises are situated in Daman or Diu shall be entitled to a transport permit for transport of country liquor made from toddy or cashew juice from Goa to Daman or Diu, where his licensed premises are situated, in excess of such yearly quota as may be fixed by the Commissioner with the previous approval of the Government, after ascertaining the local requirements from Collector, Daman and Civil Administrator, Diu, as the case may be.

(2) Notwithstanding that a transport permit has been granted to any licensed wholesale or retail vendor for the year 1974-75 before the coming into force of this rule, the transport permit of such vendor shall be limited to the quota fixed under sub-rule (1).

Provided that the quota for which transport permit has been granted is less than the quota as fixed under sub-rule (1), the wholesale or retail vendor shall be entitled to the transport permit for the balance quantity.

Provided further that the wholesale vendor having a retail license shall not be entitled to a separate quota as a retailer."

5. *Insertion of Rule 90A.*—After Rule 90 of the principal Rules the following Rule shall be inserted, namely:—

"90A.—Notwithstanding anything contained in the proviso to sub-rule (2) of rule 90, no licence for sale of liquor in Daman or Diu shall be granted in respect of premises—

(i) situated within a radius of 500 metres from a railway station including yard, workshop and locos shed belonging to the railway Department, school, temple, permanent theatre or cinema house, children's park, Judicial Court, military or police station, highway or from any area where a factory as defined in the Factories Act, 1948 or a mine as defined under the Mines Act, 1952.

(ii) situated within a radius of 750 metres from any licensed liquor shop or distillery.

(iii) in respect of which a substantial section of the population residing within a radius of 500 metres of such premises is in the opinion of the Commissioner, opposed to the issue of the licence.

Provided that licence in respect of any existing liquor shop may be: (a) transferred under sub-rule (2-A) of rule 104; (b) allowed to continue till the expiry of licence period, and (c) renewed even though such shop is situated within a prohibited radius in terms of this rule."

By order and in the name of the Administrator of Goa, Daman and Diu.

Puran Singh, Finance Secretary.

Panaji, 30th July, 1974.

Law and Judicial Department

Notification

LD/3544/74

The following Ordinance which was recently promulgated by the President is hereby published for general information of the public.

M. S. Borkar, Under Secretary (Law).

Panaji, 12th July, 1974.

**THE INDUSTRIES (DEVELOPMENT AND  
REGULATION) AMENDMENT  
ORDINANCE, 1974**

No. 6 of 1974

Promulgated by the President in the Twenty-fifth  
Year of the Republic of India

An Ordinance further to amend the Industries  
(Development and Regulation) Act, 1951

Whereas Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

Now, therefore, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

**1. Short title and commencement.**—(1) This Ordinance may be called the Industries (Development and Regulation) Amendment Ordinance, 1974.

(2) It shall come into force at once.

**2. Act 65 of 1951 to be temporarily amended.**—During the period of operation of this Ordinance, the Industries (Development and Regulation) Act, 1951 (hereinafter referred to as the principal Act) shall have effect subject to the amendment specified in section 3.

**3. Amendment of section 18A.**—In the proviso to sub-section (2) of section 18A of the principal Act, for the words "ten years", the words "twelve years" shall be substituted.

V. V. GIRI,  
*President.*

29-6-74

S. K. MAITRA,  
*Joint Secy. to the Govt. of India.*

**Notification**

LD/3732/74

The following notifications received from the Government of India, Ministry of Industrial Development Science and Technology New Delhi, are hereby published for general information of the public.

*M. S. Borkar, Under Secretary (Law).*  
Panaji, 19th July, 1974.

**GOVERNMENT OF INDIA**

**MINISTRY OF INDUSTRIAL DEVELOPMENT  
SCIENCE AND TECHNOLOGY**

Central Boilers Board

New Delhi, 13th May, 1974

**Notification**

The following draft of certain regulations further to amend the Indian Boiler Regulations, 1950 which the Central Boilers Board proposed to make in exer-

cise of the powers conferred by section 28 of the Indian Boilers Act, 1923 (5 of 1923) is hereby published, as required by sub-section (1) of section 31 of the said Act, for the information of all persons likely to be affected thereby, and notice is hereby given that the said draft will be taken into consideration after three months from the date of publication of this notification in the Official Gazette.

Any objections or suggestions which may be received from any person with respect to the said draft within the period so specified will be considered by the Central Boilers Board. Such objections or suggestions should be addressed to the Secretary, Central Boilers Board, Ministry of Industrial Development, Science and Technology, Udyog Bhavan, New Delhi.

1. These regulations may be called the Indian Boiler (Amendment) Regulations, 1974.

2. In regulation 3 of the Indian Boiler Regulations, 1950, for sub-regulation (2), the following sub-regulation shall be substituted, namely:—

"(2) Notwithstanding anything contained in sub-regulation (1) subject to the control of the Board, and the provisions contained in sub-regulation (6) of regulation 3, regulation 7 and regulation 8, as the case may be, the Chief Inspector may register a boiler and order the issue of a certificate authorising the use thereof, under any of the following circumstances:—

(i) when the material intended to be used in the construction of a boiler, steam-pipe, economiser, superheater or other pressure part is not in conformity with these Regulations but is in conformity with ISO Boiler Code, ISO/R-831 or any other recognised foreign standard or Code which has been considered suitable for use in the construction of a boiler, steam-pipe, economiser, superheater or other pressure part in other countries provided that such material is not specifically prohibited by these Regulations;

(ii) when the design and constructional features of a boiler, steam-pipe, economiser, superheater or other pressure part is not in conformity with these Regulations but form part of the usual manufacturing practice of a boiler, steam-pipe, economiser, superheater or other pressure part in other countries of when it is in conformity with the ISO Boiler Code, ISO/R-831 or any other recognised foreign Code;

(iii) when a boiler, steam-pipe, economiser or superheater has obviously been built in conformity with these Regulations but no certificate as required under these Regulations is forthcoming.

(F.No.6/5/73-Boilers)

Sd/-

S. C. DEY

Secretary, Central Boilers Board.

New Delhi, the 13th May, 1974

**Notification**

The following draft of certain regulations further to amend the Indian Boiler Regulations, 1950 which

the Central Boilers Board proposes to make in exercise of the power conferred by section 28 of the Indian Boilers Act, 1923 (5 of 1923) is hereby published, as required by sub-section (1) of section 31 of the said Act, for the information of all persons likely to be affected thereby, and notice is hereby given that the said draft will be taken into consideration after three months from the date of publication of this notification in the Official Gazette.

2. Any objections or suggestions which may be received from any person with respect to the said draft within the period so specified will be considered by the Central Boilers Board. Such objections or suggestions should be addressed to the Secretary, Central Boilers Board, Ministry of Industrial Development, Science and Technology, Udyog Bhavan, New Delhi.

#### DRAFT REGULATIONS

1. These regulations may be called the Indian Boiler (Amendment) Regulations, 1974.

2. In regulation 3 of the Indian Boiler Regulations, 1950 after sub-regulation (4), the following sub-regulations shall be inserted, namely:—

“(5) Notwithstanding anything contained in these Regulations, subject to the control of the Board, the Inspecting Authority may approve, inspect and issue certificates when the material used in the construction of a boiler, steampipe,

economiser, superheater or other pressure part is not conformity with these Regulations but is in conformity with I. S. O. Boiler Code, ISO/R-831 or any other recognised foreign standard or Code which has been considered suitable for use in the construction of a boiler, steampipe, economiser, superheater or other pressure part in other countries, provided that such material is not specifically prohibited by these Regulations.

(6) Notwithstanding anything contained in these Regulations, the Board may accept the design or constructional features of a boiler, steampipe, economiser, superheater or other pressure part when it is not in conformity with these Regulations but form part of the usual manufacturing practice of a boiler, steampipe, economiser, superheater or other pressure part in other countries or when it is in conformity with the ISO Boiler Code, ISO/R-831 or any other recognised foreign Code. In such cases the inspecting Authority shall be in accordance with the requirements of the concerned Code”.

(F. No. 9(9)/70-Boiler)

Sd/-

S. C. DEY

(Secretary, Central Boilers Board).